2025-09-14 - Subject: Kentucky Open Records Request – Pursuant to KRS 61.870 et seq.

5 messages

John Fouts <icreateupwardspirals@gmail.com> Sun, Sep 14, 2025 at 9:58 PM
To: KYOAG Appeals <OAGAppeals@ky.gov>, KyOAGOR@ky.gov
Bcc: gettingthriftywithit@gmail.com, John Fouts <fouts.john@gmail.com>

Date: 2025-09-14

Subject: Kentucky Open Records Request – Pursuant to KRS 61.870 et seq.

To Whom It May Concern:

Pursuant to the Kentucky Open Records Act, KRS 61.870 et seq., I hereby request access to and copies of all public records maintained by the Office of the Attorney General that relate to me, John R. Fouts - DOB 1979-01-31, and/or my child Jaqquelyn A. Fouts (nickname Jackie) also previously known as Jack A. Fouts, 2011-04-26, and any alias for either of us, reference, indicator number, control numbre or any other reference or marker pertaining to either of us including but not limited to:

- Complaints filed, received, or opened;
- Investigations, referrals, case files, and memoranda;
- Emails, correspondence, notes, and communications (internal and external);
- Decisions, orders, or opinions;
- Records reflecting actions taken or declined to be taken;
- Any other records, regardless of format, related to myself or my child.

I request that these records be provided in **electronic format** (PDF or similar) and transmitted by email as expedited.

This request is made in the public interest, as it concerns matters involving potential criminal activity and the enforcement of civil rights laws.

Please note that under **KRS 61.872(5)** and **KRS 61.880(1)**, your office is required to respond within **five (5) business days** of receipt.

If you contend that any portion of this request is exempt, please provide a written response for each record being denied citing the specific statutory exemption for each record, and explain how it applies, and provide steps to allow for approval, on a record-by-record line-item fashion.

If you determine that part of my request is “unduly burdensome,” I request that you comply to the fullest extent possible by producing all readily available records

immediately, and confer with me, with all communication in writing - per ADA Accommodations, to narrow the request - however this should not be necessary...as required by Kentucky law.

Fee waiver is expected and demanded.

However, I request a waiver of fees under **KRS 61.874(3)** because the purpose of this request is to uncover government action related to matters of public concern that also involve your office, as you are well aware, and ongoing criminal activity against me and my child.

I expect your immediate attention and diligence to release all records pertaining to this request upon receipt.
--

Sincerely,

/s/ John R. Fouts

John R. Fouts, MBA
Son of a Vietnam-War-Era Veteran
Founder, *Upward Spirals Association* (508(c)(1)(A) Spiritual Faith-Based Organization – Protected under RFRA)
Federal SSA SSDI Recipient – Protected under ADA, VAWA, Section 504, and 1915(c)
Mainstream Voucher Holder – HUD/IHCDA/CASI Program

Email: **icreateupwardspirals@gmail.com**
Alternate: **torchoftruth@zohomail.com**
Phone (Text Only – ADA Accommodation): **502.956.0052**
Voice calls & voicemails will be ignored
Fax (HIPAA Compliant): **604.641.2805**

Evidence archive (prior to block on saving):
🔗 https://archive.org/details/@jfouts1979

Mailsuite Notification <notification@mailsuite.com> Mon, Sep 15, 2025 at 9:57 AM
Reply-To: oagappeals@ky.gov, kyoagor@ky.gov
To: icreateupwardspirals@gmail.com

🔥 Hot conversation: KYOAG Appeals opened it many times in a short period or forwarded it. View all 11 opens | turn off hot conversations

---

Mailsuite Notification <notification@mailsuite.com> Mon, Sep 15, 2025 at 10:24 AM
Reply-To: oagappeals@ky.gov, kyoagor@ky.gov
To: icreateupwardspirals@gmail.com

🔥 Hot conversation: KyOAGOR@ky.gov opened it many times in a short period or forwarded it. View all 15 opens | turn off hot conversations

Mailsuite Notification <notification@mailsuite.com> Wed, Sep 17, 2025 at 11:56 AM
Reply-To: oagappeals@ky.gov, kyoagor@ky.gov
To: icreateupwardspirals@gmail.com

🔥 Hot conversation: KYOAG Appeals opened it many times in a short period or forwarded it. View all 27 opens | turn off hot conversations

---

KYOAG Open Records <KYOAGOR@ky.gov> Mon, Sep 22, 2025 at 11:52 AM
To: John Fouts <icreateupwardspirals@gmail.com>

Dear Mr. Fouts,

This letter shall constitute the Attorney General's response to your open records request pursuant to the Kentucky Open Records Act, KRS 61.870 to 61.884. We received your request on September 15, 2025. Specifically, you requested:

"[C]opies of all public records maintained by the Office of the Attorney General that relate to me,John R. Fouts - DOB 1979-01-31, and/or my childJaqquelyn A. Fouts (nickname Jackie) also previously known as Jack A. Fouts,2011-04-26, and any alias for either of us, reference, indicator number, control numbre or any other reference or marker pertaining to either of us including but not limited to:

- *Complaints filed, received, or opened;*
- *Investigations, referrals, case files, and memoranda;*
- *Emails, correspondence, notes, and communications (internal and external);*
- *Decisions, orders, or opinions;*
- *Records reflecting actions taken or declined to be taken;*
- *Any other records, regardless of format, related to myself or my child."*

The Office denies your request because it is essentially for any-and-all records that relate to yourself (John R. Fouts) and your child (Jaqquelyn A. Fouts), and to attempt to conduct a search for all potentially responsive records would cause the Office an unreasonable burden. KRS 61.872(6). The Office of the Attorney General is made up of over 400 employees and consists of multiple divisions with various offices across the Commonwealth. Under KRS 61.870(2) a "public record" is defined as "…all books, papers, maps, photographs, cards, tapes, discs, diskettes, recordings, software, or other documentation regardless of physical form or characteristics, which are prepared, owned, used, in the possession of or retained by a public agency." To produce "*all public records . . . that relate to [yourself],John R. Fouts - DOB 1979-01-31, and/or [your] child Jaqquelyn A. Fouts . . . any alias for either of us, reference, indicator number, control number [sic] or any other reference or marker pertaining to either of [you]*" this Office would have to search through thousands of records retained by the agency. Not only does this implicate records that may contain the above mentioned names, but also records that do not mention your names but only "relate" to them. Your request is not narrowed by a specific timeframe outside the dates of birth provided--which span over 45 years. Your request does not specify a particular type or class of records. Your request is so broad that it would be impossible for the Office to search for and produce all responsive records to your request (if any exist) without causing an undue burden to the Office. The Office has found that "a request for any and all records which contain a name, a term, or a phrase is not a properly framed open records request, and ... generally need not be honored. Such a request places an unreasonable burden on the agency to produce often incalculable numbers of widely dispersed and ill-defined public records." 99-ORD-14.

Notwithstanding the Office's denial, the Office is producing an email correspondence between yourself and the Office dated September 4 and 8, 2025.

If you wish to appeal this decision, you may do so by filing a complaint with the Attorney General's Office, Open Records/Open Meetings Division, The Capitol, 700 Capital Avenue, Suite 118, Frankfort, KY 40601, pursuant to KRS 61.880(2), or by filing an original civil action in the appropriate circuit court under KRS 61.882. If you first appeal to the Attorney General but are dissatisfied with the Attorney General's decision, you may further appeal to circuit court pursuant to KRS 61.880(5).

Kind regards,

Brystin Denguessi Kwin

Records Custodian

Kentucky Office of the Attorney General

700 Capital Avenue, Suite 118

Frankfort, Kentucky 40601

From: John Fouts <icreateupwardspirals@gmail.com>
Sent: Sunday, September 14, 2025 9:59 PM
To: KYOAG Appeals <OAGAppeals@ky.gov>; KYOAG Open Records <KYOAGOR@ky.gov>
Subject: 2025-09-14 - Subject: Kentucky Open Records Request – Pursuant to KRS 61.870 et seq.

[Quoted text hidden]

****CAUTION** PDF attachments may contain links to malicious sites. Please contact the COT Service Desk ServiceCorrespondence@ky.gov for any assistance.**

This Message Originated from Outside the Organization
This Message Is From an External Sender.

Report Suspicious

Date: 2025-09-08

Immediate Coverage Demanded/Required - Louisville, KY Area

Disabled father accuses University of Kentucky and EOUSA of conspiracy and attempted murder through denial of life-saving medical records

A medically fragile father says the University of Kentucky, in coordination with EOUSA, is unlawfully withholding his and his child's medical records despite signed releases and court protections. He alleges the cover-up amounts to attempted manslaughter and attempted murder, compounded by falsified reports and surveillance under color of law. He has filed an Attorney General appeal, is pursuing Circuit Court action for damages, and is preparing federal litigation naming both UK officials and federal attorneys individually.

Subject: Final Notice – Immediate Rolling Production Required; Legal Violations (KORA, ADA, RFRA, HIPAA); AG & Court Filings In Motion

To: ukopenrecords@uky.edu; shelbyl.jones@uky.edu; ukofficeoflegalcounsel@uky.edu
CC: ellen.kilgore@uky.edu; kbml@ky.gov; oagappeals@ky.gov;

ATTN: PRESS - IMMEDIATE PRESS COVERAGE AND OVERSIGHT DEMAND - PLEASE COVER

I am demanding immediate press oversight because the University of Kentucky and federal actors including EOUSA have conspired to block access to life-saving medical records for me and my child. Despite signed universal releases, they continue to misidentify me, erase ADA accommodations, and deny our rights under KORA, HIPAA, ADA, RFRA, and federal civil-rights law. Their refusal is not just bureaucratic delay—it amounts to attempted manslaughter and attempted murder, with full knowledge of my medical fragility and my child's disability. I ask you to investigate and report on this unlawful concealment, the falsified CPS report used as a predicate for surveillance, and the broader pattern of obstruction under color of law.

Shelby Jones, Eric Monday, Ellen Kilgore, and the Kentucky Board of Medical Licensure (KBML):

Your denial is fundamentally unlawful under Kentucky and federal law, and your continued refusal to act while I and my child suffer is already included in my **Attorney General appeal** and will be included in my **Circuit Court filing**. Here are the legal precedents and requirements you are violating (this is not an exhaustive list):

---

1. Kentucky Open Records Act (KORA)

- **City of Fort Thomas v. Cincinnati Enquirer, 406 S.W.3d 842 (Ky. 2013):** UK cannot use blanket exemptions. It must segregate exempt vs. non-exempt records and justify each withholding with specificity. Kentucky KernelCaseLaw
- **Courier-Journal v. Jones, 895 S.W.2d 6 (Ky. App. 1995):** "Preliminary" tags do not override the obligation to segregate and release factual or final portions.
- **Univ. of Kentucky v. Kernel Press, Inc., 620 S.W.3d 43 (Ky. 2021):** UK's boilerplate denial was "wholly unacceptable." FERPA cannot be wielded as a universal shield. The Supreme Court affirmed the Court of Appeals decision, emphasizing that UK must comply with KORA and cannot redact or withhold entire documents. CaseLawKentucky Kernel

---

2. HIPAA Right of Access

- **45 C.F.R. § 164.524:** Requires the covered entity to provide access to the designated record set in electronic/native format within 30 calendar days.
- **Ciox Health, LLC v. Azar, 435 F. Supp. 3d 30 (D.D.C. 2020):** Confirms that HIPAA Right of Access is enforceable and cannot be delayed or denied arbitrarily.

You possess signed releases for both my child and me, so there is no privacy barrier to providing our own records—only unrelated third-party PHI requires redaction, not withholding.

---

3. ADA, Section 504, and RFRA Violations

- **Tennessee v. Lane, 541 U.S. 509 (2004):** Title II includes access to public services—including healthcare and courts.
- **Olmstead v. L.C., 527 U.S. 581 (1999):** Failing to provide necessary services or accommodations is discriminatory segregation.
- **Alexander v. Choate, 469 U.S. 287 (1985):** Denial of healthcare access violates ADA/§504.
- **RFRA (42 U.S.C. § 2000bb):** Government cannot substantially burden religious/spiritual medical practices without strict scrutiny.
  August 1 notice established my written-only, large-print communication as an ADA accommodation—this is non-negotiable and not a preference.

---

4. Civil Rights & Color-of-Law Violations

- **42 U.S.C. § 1983; Monroe v. Pape, 365 U.S. 167 (1961):** Individuals (and institutions) can be held liable for depriving federal rights under color of law.

- **42 U.S.C. § 1985(3):** Conspiracy to deny equal protection (KKK Act of 1871) is actionable.
- **18 U.S.C. §§ 241, 242; Screws v. United States, 325 U.S. 91 (1945):** Criminal penalties apply for willful deprivation of rights by state actors.

The mirrored EOUSA language in your denial shows federal-state coordination, which supports §1985 conspiracy and highly probable criminal exposure.

---

5. Kentucky State Law Torts & Crimes

- **KRS 344.280:** Retaliation and conspiracy against individuals asserting civil rights are unlawful.
- **KRS 519.060:** Tampering with public records is a crime.
- **KRS 508.060 (First-Degree Wanton Endangerment):** Failure to release medical-critical records when life is at risk constitutes wanton endangerment.
- **KBML Complicity:** KBML has been repeatedly notified of physician misconduct and chart falsification. Their failure to act is collusion and professional misconduct.

Immediate Non-Negotiable Deliverables (TODAY)

1. Rolling production of all non-exempt records (electronic/native format).
2. A complete privilege/withholding log (date, author, recipients, subject, page count, legal basis).
3. Confirmation in writing that ADA and RFRA accommodations are implemented system-wide.
4. Disclosure of all external consultations (EOUSA, HHS, etc.) influencing your denial.
5. Written acknowledgment of litigation hold across all custodians and systems.

This is not conditional. Your ongoing refusal to comply is already included as central evidence in my **Attorney General appeal** (filed under KRS 61.880) and in motion with regard to my **Circuit Court petition** (under KRS 61.882) for injunction, sanctions, **damages, and fees**.

It will also be included in forthcoming **federal litigation** in which you may be directly called to testify under oath as a witness, with exposure to liability for **compensatory**

damages, punitive damages, and treble damages under ADA, RFRA, 42 U.S.C. §§ 1983 and 1985, RICO, and the False Claims Act.

Respectfully—and with urgency—

/s/ **Mr. John R. Fouts, MBA**

Purdue University Graduate, B.S. in Organizational Leadership and Supervision

Indiana University Southeast, M.B.A. Master of Business Administration

Son of a Vietnam-War-Era Veteran
icreateupwardspirals@gmail.com | Text Only (ADA): 502-956-0052

On Fri, Aug 29, 2025 at 4:02 PM Jones, Shelby L. <shelbyl.jones@uky.edu> wrote:

> Ms. Fouts,
>
> Please see the attached in response to your Open Records Request.
>
> If you have any questions, please contact the Office of Open Records.
>
> Kind Regards
>
> Shelby Jones
>
> Open Records Assistant
>
> University of Kentucky
>
> Office of Legal Counsel
>
> 301 Main Building
>
> Lexington, Kentucky 40506-0032
>
> 859-257-2936
>
> shelbyl.jones@uky.edu

From: John Fouts <icreateupwardspirals@gmail.com>
Sent: Saturday, August 23, 2025 12:15 AM
To: UK Open Records <ukopenrecords@uky.edu>
Subject: 2025-08-23-Subject: Open Records Request – All Communications Regarding John R. Fouts and/or any alias associated and for Jack A. Fouts and/or any alias including Jackie or Jaqquelyn A. Fouts or other

You don't often get email from icreateupwardspirals@gmail.com. Learn why this is important

CAUTION: External Sender

To: ukopenrecords@uky.edu

Date: 2025-08-23

Pursuant to the **Kentucky Open Records Act (KRS 61.870–61.884)**, I am formally requesting access to and copies of all records, communications, and materials in any form (including but not limited to emails, letters, text messages, instant messages, voicemails, call logs, notes, memoranda, meeting minutes, routing slips, tasking systems, drafts, or any other format — digital, paper, or otherwise).

If any portion of this request is denied on the basis of exemption, privilege, or classification, I request that you provide a **Vaughn index** (itemized log of each record withheld) that describes, at minimum: the date, author, recipient(s), subject matter, exemption claimed, and the specific justification for nondisclosure. Blanket or conclusory denials are not acceptable.

The Kentucky Open Records Act requires that any withholding be **narrowly construed** and supported by clear explanation.

If material is legitimately exempt, I request that **reasonably segregable portions** of records be released, with only exempt portions redacted, and that each redaction be labeled with the claimed basis for exemption.

This request covers **all communications concerning, referencing, or related to me, John R. Fouts**, including any aliases, related identifiers, or matters connected to and the same information for my child Jack A. Fouts who may be identified as Jackie A. Fouts or Jaqquelyn A. Fouts or by any other aliases, related identifiers, or matters connected to and the same information for:

- **ADA accommodations** (including written-only communication).
- **RFRA/508(c)(1)(A) religious declarations and requests.**
- **Section 504 and Section 1557 complaints.**
- **Complaints, reports, or investigations involving Ellen Kilgore, UK HealthCare, UK Clinic, or University General Counsel.**
- **Mandated reporting matters.**
- **VAWA**
- **1915c**
- **Section 504**
- **Any referrals, consultations, or communications with external parties**, including **but not limited to** EOUSA, DOJ, HHS, OCR, OIG, HUD, CMS, NSD, CISA, IC3, NSD, NARA, OGIS, DHS, DFS, DCBS, CHFS, Governor Andy Beshear, Amelia Colomb, ADA OCR, Avni Jagarlapudi, Sky High Security, Epic, James Toews, Microsoft, Apple, T-Mobile, Mordecai Simha, Samsung, DMS, DFS, DPO, Lucinda Lawrence, Diane Barber, Amanda Elliott, Amanda Ritchey, Ivy Sams, Jimmy Higdon, Morgan McGarvey, Rand Paul, Mitch McConnell, Chuck Grassley and/or any related associates or staff such as Clare Slattery or Josh Sorbe, Senate Judiciary Committee or any of its members, House Judiciary Committee or any of its members, House Oversight or Intelligence Committees and any of their members, Senate Oversight Committee or Intelligence Committee or any of their members, Senate HELP Committee or any of its members, any pharmaceutical company, any DME company, Medicaid Waiver program(s), Medicaid Waiver Help Desk, Mayo Clinic or any affiliated individuals, Cleveland Clinic or any affiliated individuals, Washington University or any affiliated individuals, Norton Healthcare or any affiliated individuals, University of Louisville Physicians or any affiliated individuals, University of Louisville Hospital or any affiliated individuals, Baptist Health or any affiliated individuals, Governor Andy Beshear or any affiliated individuals, Kentucky State Police or any affiliated individuals, Jeffersontown State Police or any affiliated individuals, FBI or any affiliated individuals, USDOJ or any affiliated individuals, Jefferson County Sheriff's Department or any affiliated individuals, Harrison County Indiana Sheriff's Department or any affiliated individuals, LMPD or any affiliated individuals, Pam Bondi, Kash Patel, Kentucky Pharmacy Board, Joint Commission, or the Kentucky Board of Medical Licensure, LabCorp, Quest, or any other lab, facility, office, agency, or individual for any reason.

This request includes **all communications by any method**, regardless of whether conducted on official systems or personal devices/accounts, and whether by University employees, contractors, affiliates, or agents.

Please note: Under **KRS 61.880(1)**, the University is required to respond to this request within **five (5) business days**. Any refusal, failure, or delay will be considered a violation of the Open Records Act and will add to the concealment that the University and Ellen Kilgore are already practicing to help hide a federal criminal conspiracy that implicates many in positiions of power.

I request that records be provided in **electronic format (PDF or native format)**, and transmitted via email to ensure timely access. There should be no fees for these records.

I also expect confirmation of receipt of this email upon receipt and acknowledgement that the request is being fulfilled in good faith and under the law without any destruction of evidence - with preservation of all evidence including IT logs.

> Thank you for your prompt attention to this matter.
>
> Sincerely,
>
> /s/ John R. Fouts
>
> **John R. Fouts, MBA**
> Son of a Vietnam-War-Era Veteran
> Founder, *Upward Spirals Association* (508(c)(1)(A) Spiritual Faith-Based Organization – Protected under RFRA)
> Federal SSA SSDI Recipient – Protected under ADA, VAWA, Section 504, and 1915(c)
> Mainstream Voucher Holder – HUD/IHCDA/CASI Program
>
> Email: **icreateupwardspirals@gmail.com**
> Alternate: **torchoftruth@zohomail.com**
> Phone (Text Only – ADA Accommodation): **502.956.0052**
> Voice calls & voicemails will be ignored
> Fax (HIPAA Compliant): **604.641.2805**
>
> Evidence archive (prior to block on saving):
> https://archive.org/details/@jfouts1979

--

Sincerely,

/s/ John R. Fouts

John R. Fouts, MBA
Son of a Vietnam-War-Era Veteran
Founder, *Upward Spirals Association* (508(c)(1)(A) Spiritual Faith-Based Organization – Protected under RFRA)
Federal SSA SSDI Recipient – Protected under ADA, VAWA, Section 504, and 1915(c)
Mainstream Voucher Holder – HUD/IHCDA/CASI Program

Email: **icreateupwardspirals@gmail.com**
Alternate: **torchoftruth@zohomail.com**
Phone (Text Only – ADA Accommodation): **502.956.0052**
Voice calls & voicemails will be ignored
Fax (HIPAA Compliant): **604.641.2805**

Evidence archive (prior to block on saving):
https://archive.org/details/@jfouts1979

Mr. Fouts:

The Office is in receipt of your email below which appears to be directed to the University of Kentucky. Because that email is addressed to the University of Kentucky, the Office does not construe it to be an appeal.

If you wish to submit an appeal to the Office you may do so by providing the materials required KRS 61.880(2)(a) to OAGAppeals@ky.gov.

Zachary M. Zimmerer | Assistant Attorney General | Office of Civil & Environmental Law

Kentucky Office of Attorney General | 1024 Capital Center Drive | Suite 200 | Frankfort, KY 40601 |Phone 502-696-5617 | Zachary.Zimmerer@ky.gov

---

From: John Fouts <icreateupwardspirals@gmail.com>
Sent: Saturday, August 30, 2025 7:07 PM
To: Jones, Shelby L. <shelbyl.jones@uky.edu>; ukopenrecords@uky.edu; UKOfficeofLegalCounsel@uky.edu; UKHealthcareROI@uky.edu; ukhcpr@uky.edu; ukhealthcareada@uky.edu; UKHCMyChart@uky.edu; PPC DOI Commissioner Office <DOI.CommissionerOffice@ky.gov>; PPC DOI Consumer Complaints <DOI.ConsumerComplaints@ky.gov>; PPC DOI Administrative Services Mail <DOI.AdministrativeServicesMail@ky.gov>; PPC DOI Health Mail <DOI.HealthMail@ky.gov>; PPC DOI IS HelpDesk <DOI.ISHelpDesk@ky.gov>; PPC DOI Financial Standards Mail <DOI.FinancialStandardsMail@ky.gov>; PPC DOI Licensing Mail <DOI.LicensingMail@ky.gov>; Governor's Office Indigov <governor.constituentservices@ky.gov>; govoffice@ky.gov; judicialcomplaint@usdoj.gov; criminal.section@usdoj.gov; CRT@usdoj.gov; ask.CRT@usdoj.gov; hhstips@oig.hhs.gov; KYOAG Open Records <KYOAGOR@ky.gov>; KYOAG Appeals <OAGAppeals@ky.gov>; OCRMail@HHS.gov; ada.complaint@usdoj.gov; KBML Webmaster <KBML.Webmaster@ky.gov>; mark.newman@uky.edu; robert.dipaola@uky.edu; casework@mcconnell.senate.gov; press@paul.senate.gov; morgan.mcgarvey@mail.house.gov
Subject: Re: Response to Open Records Request

This Message Originated from Outside the Organization

Report Suspicious

This Message Is From an External Sender.

This is a DEFAULT & NONCOMPLIANCE NOTICE - UK REFUSES TO PROVIDE

RECORDS TO DISABLED FATHER AND CHILD - WHILE WITH FULL KNOWLEDGE OF THIS FAMILY BEING UNDER MALICIOUS ATTACK BY MULTIPLE AGENCIES ACTING UNDER COLOR OF LAW AND IN VIOLATION OF MULTIPLE STATE AND FEDERAL LAWS: INCLUDING HIPAA, VAWA, ADA, 1915C, RFRA, OLMSTEAD ACT, AND MANY MORE STATE AND FEDERAL...WITH THE KNOWLEDGE THAT FURTHER DELAY IN RELEASING RECORDS WILL LEAD TO

FURTHER HARM - UK IS ACTING MALICIOUSLY TOWARD DISABLED PEOPLE REQUESTING RECORDS...THERE IS NO EXCUSE...THERE IS NO ACCOUNTABILITY NOR CONSEQUENCE....THIS EGREGIOUS CRUEL AND UNUSUAL BEHAVIOR TOWARD MEDICALLY FRAGILE FATHER AND HIS CHILD MUST STOP!

1) Missed deadline: You produced NOTHING by my 5:00 PM ET deadline. After hours have now passed, there remains ZERO production and ZERO rolling release.

2) "Unduly burdensome" is not a blanket refusal: KRS 61.872(6) does not authorize you to shut the door. You must still:

- **Conduct a reasonable, good-faith search.**
- **SEGREGATE and release all non-exempt portions (KRS 61.878(4)).**
- **Provide a record-by-record withholding/privilege log identifying the precise statutory basis for each redaction/withholding.**

Your repeat boilerplate refusal—without segregation, without a log, and without

documented search detail—constitutes improper denial.

3) Real burden & ADA harm: I am the person burdened. I am a disabled parent with standing ADA accommodations (written-only; large print when possible). Your refusal and delay directly endanger my life and my child's safety by obstructing care coordination and access to treatment-critical information. All communications must be in writing.

4) Child records & identity: You already possess my identity and parental relationship. Do not impose new, pretextual barriers. My child's legal/identifying information for clarity:

- **Legal name on birth certificate: **Jack A. Fouts****
- **Current Kentucky legal name: **Jaqquelyn A. Fouts****
- **Common/nickname: **"Jackie"****

You must treat these as the same child for record-location and release. I will attach universal records releases for both of us.

5) Litigation hold (re-issued): Preserve EVERYTHING: emails, texts, chats/IMs, call logs/voicemails, notes, drafts, calendars, ticket/task systems, archives, and backups across UKHC, Equal Opportunity, and General Counsel. Do NOT delete, alter, or migrate data.

6) Mandated reporting (renewed demand): You have been repeatedly notified of criminal activity, retaliation, and life-threatening neglect impacting me and my child. Mandated reporters under Kentucky law must report. Your refusal to report will be documented and included in federal and state referrals.

7) Immediate deliverables now overdue:

- **Rolling production of all non-exempt records in native electronic format (begin immediately).**
- **A detailed withholding/privilege log (date; author/recipients; brief description; page count; exact statute for each redaction/withholding).**
- **A good-faith search report (custodians, systems, and date ranges searched; what remains).**
- **Written confirmation that my ADA accommodations are being honored for all communications and processes.**
- **For my child's records: release now; if you believe a specific law bars release of a particular item, cite the exact statute and release all segregable portions.**

8) Escalation:

- **I am filing an ATTORNEY GENERAL OPEN RECORDS APPEAL under KRS 61.880(2) **today** based on your improper denial.**
- **I am preparing a CIRCUIT COURT petition under KRS 61.882 for injunctive relief, production, costs, and fees for willful violation.**
- **Continued non-production and continued reliance on boilerplate "burden" language—without segregation and without a log—will be presented as evidence of concealment. Silence will support adverse-inference and spoliation arguments.**

Start rolling production immediately, in writing (ADA accommodation).
/s/ John R. Fouts

YOU ALSO MUST CEASE AND DESIST IMMEDIATELY ALL UNLAWFUL BEHAVIOR AND ALL UNLAWFUL WARRANTLESS SURVEILLANCE - YOUR REFUSAL TO RELEASE OUR RECORDS BEGS THE QUESTION - WHAT ILLEGAL BEHAVIORS ARE YOU HIDING - YOU ARE ALREADY DEEPLY LIABLE AND IMPLICATED/GUILTY BY YOUR ACTIONS ALONE / CRIMINALLY COMPLICIT IN CRIME CROSSING THE THRESHOLD OF ATTEMPTED MURDER AND ATTEMPTED MANSLAUGHTER AND THIS WILL SEE THE LIGHT OF DAY IN COURT. YOUR TIME TO COME FORWARD REGARDING THE WRONGDOING PRIOR TO THIS HAPPENING IS RUNNING SHORT... I IMPLORE YOU TO DIRECTLY STATE WHAT IS 'REALLY/TRULY/TRUTHFULLY' HAPPENING AND IMMEDIATELY EXPLAIN WHY OUR RECORDS ARE BEING REFUSED IN VIOLATION OF THE LAW!

THIS IS A DEMAND - NOT A REQUEST.

Sincerely,

/s/ John R. Fouts

John R. Fouts, MBA
Son of a Vietnam-War-Era Veteran
Founder, *Upward Spirals Association* (508(c)(1)(A) Spiritual Faith-Based Organization – Protected under RFRA)
Federal SSA SSDI Recipient – Protected under ADA, VAWA, Section 504, and 1915(c)
Mainstream Voucher Holder – HUD/IHCDA/CASI Program

📧 Email: **icreateupwardspirals@gmail.com**
📧 Alternate: **torchoftruth@zohomail.com**
📱 Phone (Text Only – ADA Accommodation): **502.956.0052**
📞 Voice calls & voicemails will be ignored
📠 Fax (HIPAA Compliant): **604.641.2805**

Evidence archive (prior to block on saving):
🔗 https://archive.org/details/@jfouts1979

On Fri, Aug 29, 2025 at 4:02 PM Jones, Shelby L. <shelbyl.jones@uky.edu> wrote:

> Ms. Fouts,
>
> Please see the attached in response to your Open Records Request.
>
> If you have any questions, please contact the Office of Open Records.
>
> Kind Regards

Shelby Jones

Open Records Assistant

University of Kentucky

Office of Legal Counsel

301 Main Building

Lexington, Kentucky 40506-0032

859-257-2936

shelbyl.jones@uky.edu

From: John Fouts <icreateupwardspirals@gmail.com>
Sent: Saturday, August 23, 2025 12:15 AM
To: UK Open Records <ukopenrecords@uky.edu>
Subject: 2025-08-23-Subject: Open Records Request – All Communications Regarding John R. Fouts and/or any alias associated and for Jack A. Fouts and/or any alias including Jackie or Jaqquelyn A. Fouts or other

You don't often get email from icreateupwardspirals@gmail.com. Learn why this is important

CAUTION: External Sender

To: ukopenrecords@uky.edu

Date: 2025-08-23

Pursuant to the **Kentucky Open Records Act (KRS 61.870–61.884)**, I am formally requesting access to and copies of all records, communications, and materials in any form (including but not limited to emails, letters, text messages, instant messages, voicemails, call logs, notes, memoranda, meeting minutes, routing slips, tasking systems, drafts, or any other format — digital, paper, or otherwise).

If any portion of this request is denied on the basis of exemption, privilege, or classification, I request that you provide a **Vaughn index** (itemized log of each record withheld) that describes, at minimum: the date, author, recipient(s), subject matter, exemption claimed, and the specific justification for nondisclosure. Blanket or conclusory denials are not acceptable.

The Kentucky Open Records Act requires that any withholding be **narrowly construed** and supported by clear explanation.

If material is legitimately exempt, I request that **reasonably segregable portions** of records be released, with only exempt portions redacted, and that each redaction be labeled with the claimed basis for exemption.

This request covers **all communications concerning, referencing, or related to me, John R. Fouts**, including any aliases, related identifiers, or matters connected to and the same information for my child Jack A. Fouts who may be identified as Jackie A. Fouts or Jaqquelyn A. Fouts or by any other aliases, related identifiers, or matters connected to and the same information for:

- **ADA accommodations** (including written-only communication).
- **RFRA/508(c)(1)(A) religious declarations and requests.**
- **Section 504 and Section 1557 complaints.**
- **Complaints, reports, or investigations involving Ellen Kilgore, UK HealthCare, UK Clinic, or University General Counsel.**
- **Mandated reporting matters.**
- **VAWA**
- **1915c**
- **Section 504**
- **Any referrals, consultations, or communications with external parties**, including **but not limited to** EOUSA, DOJ, HHS, OCR, OIG, HUD, CMS, NSD, CISA, IC3, NSD, NARA, OGIS, DHS, DFS, DCBS, CHFS, Governor Andy Beshear, Amelia Colomb, ADA OCR, Avni Jagarlapudi, Sky High Security, Epic, James Toews, Microsoft, Apple, T-Mobile, Mordecai Simha, Samsung, DMS, DFS, DPO, Lucinda Lawrence, Diane Barber, Amanda Elliott, Amanda Ritchey, Ivy Sams, Jimmy Higdon, Morgan McGarvey, Rand Paul, Mitch McConnell, Chuck Grassley and/or any related associates or staff such as Clare Slattery or

Josh Sorbe, Senate Judiciary Committee or any of its members, House Judiciary Committee or any of its members, House Oversight or Intelligence Committees and any of their members, Senate Oversight Committee or Intelligence Committee or any of their members, Senate HELP Committee or any of its members, any pharmaceutical company, any DME company, Medicaid Waiver program(s), Medicaid Waiver Help Desk, Mayo Clinic or any affiliated individuals, Cleveland Clinic or any affiliated individuals, Washington University or any affiliated individuals, Norton Healthcare or any affiliated individuals, University of Louisville Physicians or any affiliated individuals, University of Louisville Hospital or any affiliated individuals, Baptist Health or any affiliated individuals, Governor Andy Beshear or any affiliated individuals, Kentucky State Police or any affiliated individuals, Jeffersontown State Police or any affiliated individuals, FBI or any affiliated individuals, USDOJ or any affiliated individuals, Jefferson County Sheriff's Department or any affiliated individuals, Harrison County Indiana Sheriff's Department or any affiliated individuals, LMPD or any affiliated individuals, Pam Bondi, Kash Patel, Kentucky Pharmacy Board, Joint Commission, or the Kentucky Board of Medical Licensure, LabCorp, Quest, or any other lab, facility, office, agency, or individual for any reason.

This request includes **all communications by any method**, regardless of whether conducted on official systems or personal devices/accounts, and whether by University employees, contractors, affiliates, or agents.

Please note: Under **KRS 61.880(1)**, the University is required to respond to this request within **five (5) business days**. Any refusal, failure, or delay will be considered a violation of the Open Records Act and will add to the concealment that the University and Ellen Kilgore are already practicing to help hide a federal criminal conspiracy that implicates many in positiions of power.

I request that records be provided in **electronic format (PDF or native format)**, and transmitted via email to ensure timely access. There should be no fees for these records.

I also expect confirmation of receipt of this email upon receipt and acknowledgement that the request is being fulfilled in good faith and under the law without any destruction of evidence - with preservation of all evidence including IT logs.

Thank you for your prompt attention to this matter.

Sincerely,

/s/ John R. Fouts

John R. Fouts, MBA
Son of a Vietnam-War-Era Veteran
Founder, *Upward Spirals Association* (508(c)(1)(A) Spiritual Faith-Based Organization – Protected under RFRA)
Federal SSA SSDI Recipient – Protected under ADA, VAWA, Section 504, and

1915(c)
Mainstream Voucher Holder – HUD/IHCDA/CASI Program

Email: **icreateupwardspirals@gmail.com**
Alternate: **torchoftruth@zohomail.com**
Phone (Text Only – ADA Accommodation): **502.956.0052**
Voice calls & voicemails will be ignored
Fax (HIPAA Compliant): **604.641.2805**

Evidence archive (prior to block on saving):
https://archive.org/details/@jfouts1979

---

5 attachments

image001.png
4K

image001.png
3K

image002.gif
1K

ORR Ltr to Fouts re OEO-Healthcare-GC on 8-28-25.pdf
318K

ORR Ltr to Fouts.pdf
343K